

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JANUARY 27, 2010, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, EDWIN H. HUMPHREY, VICE PRESIDENT, AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW: The Board of County Commissioners presented a Certificate of Recognition to Steve Melink, President of Melink Corporation, in acknowledgment of their receipt of the U.S. Green Building Council's Platinum Certification under its Leadership in Energy and Environmental Design (LEED) rating system. Mr. Melink stated that he would like to assist Clermont County in leading the way for energy efficiency. Melink Corporation's super energy-efficient headquarters, located in Union Township, has achieved a major milestone, currently 75 percent energy efficient, and working toward its goal of becoming a zero energy building, producing as much energy as it uses. It is the first existing building in Ohio and one of only 24 nationally to achieve Platinum certification.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 17-10/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **17-10** resolving to approve payment to vendors listed on the General Ledger Distribution Report(s) presented by the County Auditor **01/25/10** in the revised total amount of **\$1,552,581.93**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 18-10/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **18-10** resolving to approve payment to vendors included on the General Ledger Distribution Report(s) presented by the County Auditor **01/25/10** as reflected in the General Ledger Distribution Excerpt Report **in the amount of \$20,000.00**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Abstained.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 19-10/RESOLUTION AUTHORIZING USE OF A PORTION OF THE COUNTY'S RECOVERY ZONE FACILITY BOND ALLOCATION TO SUPPORT THE TAX EXEMPTION OF INTEREST ON BONDS PROPOSED TO BE ISSUED BY THE STATE OF OHIO TO PROVIDE

**FINANCING FOR A PROJECT TO BE LOCATED IN THE COUNTY
FOR THE BENEFIT OF IRG BATAVIA I, LLC, AND APPROVING THE
EXECUTION OF A COOPERATIVE AGREEMENT IN CONNECTION
THEREWITH...10-0127-001...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt Resolution Number **19-10** resolving to authorize the use of a portion of the County’s Recovery Zone Facility Bond Allocation, in an amount not to exceed \$5,000,000, to support the tax exemption of interest on bonds proposed to be issued by the State of Ohio to provide financing for a Project to be located in the County for the benefit of IRG Batavia I, LLC as outlined therein, with the bonds to be issued by the State for the Project prior to 05/01/10, and further, to authorize the execution and delivery of a Cooperative Agreement relative thereto by and among the Board of County Commissioners, Clermont County, Ohio, the Treasurer of the State, and IRG Batavia I, LLC, with said Cooperative Agreement to be executed by any one or more members of the Board of County Commissioners, alone or together, as approved by the Office of the Prosecuting Attorney and upon recommendation of the County Administrator, pursuant to Act and Notice 2009-50 issued by the Internal Revenue Service.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

LET THE RECORD SHOW: Andy Kuchta, Director, Office of Economic Development, provided an overview of the detailed activities relative to this Project located in Clermont County. Steve Wharton, Executive Director, Economic Development Corporation of Clermont County, thanked the Board of County Commissioners for their advanced thinking in their investments in the future of Clermont County. Linda Fraley, Clermont County Auditor, addressed the Board of County Commissioners, upon an invitation by Commissioner Croswell, explaining the reservations she had based on previous comments she had made during the monthly 2009 Elected Officials Luncheons regarding economic development that were based on information available at that time. (DC# 10-0127-001)

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
EXECUTION OF CONTRACTS FOR PROJECT NUMBER 621-0043
RELATIVE TO THE MGS PLANT EVALUATION/REHABILITATION
PROJECT LOCATED WITHIN MIAMI TOWNSHIP...09-0730-003 AND
10-0111-003...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Jeff Goetz, Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to execute the Contracts by and between the County of Clermont, Ohio, and the following companies for Project Number 621-0043 relative to the MGS Plant Evaluation/Rehabilitation Project located within Miami Township, at the item prices as outlined in their bids submitted 11/19/09, for a total amount not to exceed \$1,248,645.00, pursuant to and in compliance with the terms and conditions set forth therein and the award of bids therefore on 01/20/10:

Contract	Contractor	Contract Amount
General Construction Contract Contract Number 621-00431	DER Development Company, LLC 750 US Highway 50 Milford, Ohio 45150	\$ 938,995.00

Electrical and Instrumentation & Controls Contract Contract Number 621-00434	Queen City Electric, Inc. 4015 Cherry Street Cincinnati, Ohio 45223	\$ 309,650.00
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...AWARD OF BIDS FOR PROJECT NUMBER 651-0034 RELATIVE TO THE MIDDLE EAST FORK WASTEWATER TREATMENT PLANT EVALUATION AND RENOVATION PROJECT LOCATED WITHIN BATAVIA TOWNSHIP AND EXECUTION OF CONTRACTS RELATIVE THERETO...09-1009-006 AND 10-0119-002...RATIFIED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matthew S. Smith, P.E., P.S., Project Manager, with the concurrence of Lyle G. Bloom P.E., Sanitary Engineer, Clermont County Water Resources Department, to award the bids for Project Number 651-0034 relative to the Middle East Fork Wastewater Treatment Plant Evaluation and Renovation Project located within Batavia Township, pursuant to the plans and specifications therefore, to the following companies for the lowest and best bids received therefore on 12/03/09, at the item prices as outlined therein, for a total amount not to exceed \$870,884.00 and to execute the Contracts relative thereto, pursuant to and in compliance with the terms and conditions set forth therein and the award of bids therefore:

Contract	Contractor	Contract Amount
Aeration System Upgrade Contract Contract Number 651-00341	Mechanical Construction Company, Inc. 2302 8 th Street Portsmouth, Ohio 45662-4798	\$ 264,984.00
SCADA System Upgrade Contract Contract Number 651-00344	Glenwood Electric, Inc. 2107 Lawn Avenue Cincinnati, Ohio 45212	\$ 605,900.00 <i>(Mathematically corrected)</i>

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...AWARD OF BID FOR LANDFILL DISPOSAL SERVICES AND EXECUTION OF CONTRACT RELATIVE THERETO...09-1030-004...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of J. Dwight Culbertson, WSD Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to award the bid for Landfill Disposal Services for the Clermont County Water Resources Department/City of Milford, pursuant to the specifications therefore, to Rumpke of Ohio, Inc., 10795 Hughes Road, Cincinnati, Ohio 45251 for the sole bid received therefore on 12/10/09, at the unit price of \$31.00 per wet ton, and to execute the Contract relative thereto, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
AGREEMENT FOR SLUDGE MANAGEMENT SERVICES WITH THE
CITY OF MILFORD...10-0119-003...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of J. Dwight Culbertson, WSD Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute an Agreement for Sludge Management Services by and between the County of Clermont, Ohio, and the City of Milford, 745 Center Street, Suite 200, Milford, Ohio 45150 designating the County as fiscal and contractual agent for the administration of sludge management services on behalf of the City of Milford, effective Calendar Year 2010, with automatic annual renewals upon the same terms and conditions unless terminated by either party, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF
SERVICE AGREEMENT WITH ADOPT AMERICA NETWORK FOR
THE PROVISION OF ADOPTION SERVICES FOR SAME...10-0119-
004...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Interim Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Adopt America Network, 1500 North Superior Street, Suite 303, Toledo, Ohio 43604 for the provision of adoption services, including home studies, post placement supervision services, and completion of finalization paperwork, for children in the custody of the Department of Job and Family Services, at the rates as defined therein, effective 11/01/09 through 10/31/10, pursuant to and in compliance with the terms and conditions specified therein and contingent upon the issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF
SERVICE AGREEMENT WITH ENA, INC., dba NECCO FOR THE
PROVISION OF THERAPEUTIC FOSTER CARE AND RESIDENTIAL
TREATMENT (NECCO) SERVICES FOR SAME...10-0114-
005...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Interim Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and ENA, Inc., dba Necco, P. O. Box 568, South Point, Ohio 45680, with a local address of 11490 Springfield Pike, Cincinnati, Ohio 45246, operating the facilities located at 115 County Road 977, Pedro, Ohio 45659, for the provision of therapeutic foster care and residential treatment (NECCO) services for children in the care and/or custody of the Department of Job and Family Services and/or Juvenile Court, at the rates as defined therein, effective 09/01/09 through 08/31/10, pursuant to and in compliance with the terms and conditions specified therein and contingent upon the issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...
ELECTRONIC SUBSCRIPTION RENEWALS FOR SOFTWARE
UPDATES FOR SAME...09-1209-007...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to approve electronic subscription renewals for the provision of software updates at the not to exceed estimated rates and the terms outlined below and as set forth in the electronic subscription renewals, all of which are on file in the Office of Technology, Communications and Security, and to authorize the County Auditor to remit payment therefore:

Vendor	Software	Not to Exceed Estimated Rate	Term
Information Systems Division			
WinZip Computing 11 Professional Park Road Mansfield, Connecticut 06268	WinZip Standard Multi-Site	\$30.60	02/05/10 through 02/05/11

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...
CONTRACT FOR PROFESSIONAL SERVICES WITH EMERGE
TECHNOLOGIES, LLC. FOR THE PROVISION OF NETWORKING,
DATA SECURITY, SOFTWARE INSTALLATION AND
CONFIGURATION CONSULTING SERVICES...10-0114-
004...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Brian L. Dunkle, Network Operations Manager, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Professional Services by and between the Board of Clermont County Commissioners and Emerge Technologies, LLC, 1840 Airport Exchange Boulevard, Suite 110, Erlanger, Kentucky 41018, for the provision of Networking, Data Security, Software Installation and Configuration Consulting Services in accordance with the scope of services as identified in Exhibit A, attached thereto and made part thereof, for a total sum not to exceed \$10,000.00,

including all charges and expenses therefore, effective 02/01/10 through 01/31/11 pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
DIVISION OF PUBLIC SAFETY SERVICES...2011 GRANT
APPLICATION FOR CHEMICAL EMERGENCY PLANNING AND
COMMUNITY RIGHT-TO-KNOW FUNDS THROUGH THE STATE
EMERGENCY RESPONSE COMMISSION (SERC) FOR THE
CLERMONT COUNTY LOCAL EMERGENCY PLANNING
COMMITTEE...10-0125-001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to authorize Beth Nevel, Emergency Coordinator, to submit the 2011 Grant Application for Chemical Emergency Planning and Community Right-to-Know Funds through the State Emergency Response Commission (SERC), Post Office Box 1049, 50 West Town Street, Suite 700, Columbus, Ohio 43216-1049 for the purpose of developing, preparing, training, exercising reviewing/revising the Clermont County Chemical Emergency Response and Preparedness Plan and implementation and administration of the Emergency Planning and Right-to-Know Act, in the amount of \$34,010, with no local match required therefore, effective for the period of 07/01/10 through 06/30/11.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: OFFICE OF ECONOMIC DEVELOPMENT...LETTER OF REQUEST
FOR AN EXTENSION OF TIME FOR PROJECT COMPLETION FOR
U.S. ROUTE 50 ROAD WIDENING IMPROVEMENTS BETWEEN
WOLFPEN PLEASANT HILL AND ROUNDBOTTOM ROADS IN MIAMI
TOWNSHIP, CLERMONT COUNTY, OHIO...08-0820-002...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Office of Economic Development, with the concurrence of Scot Lahrmer, Assistant County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute a Letter of Request to the State of Ohio, Department of Development, P.O. Box 1001, 77 South High Street, Columbus, Ohio 43216-1001 for an extension of time for project completion in and as it relates to Roadwork Development (629) grant funding (Grant Number ECDD 09-046) in the amount of \$113,000 for the improvements to U.S. Route 50 between Wolfpen Pleasant Hill and Roundbottom Roads, for an additional six month period from 04/20/10 to 10/20/10, in consideration of the investment to be made by Penn Station, Inc. to retain 14 Ohio Full-Time employees, create 6 new Full-Time employees, and invest approximately \$1,200,000.00 at a proposed location in Miami Township, Clermont County, Ohio, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: TREATMENT ALTERNATIVES TO STREET CRIME...REVISION TO THE TABLE OF ORGANIZATION FOR SAME...10-0113-001...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Dee Hargitt, TASC Program Director, with the concurrence of David L. Spinney, County Administrator, to revise the Table of Organization for the Treatment Alternatives to Street Crime program to reclassify (1) the part-time Fiscal Support Technician, Class Number 19131, Pay Range 7 to Administrative Support Technician (PT), Class Number 19141, Pay Range 7 and (2) the current vacant position of TASC Case Manager 1, Class Number 39111, Pay Range 11 to TASC Case Manager 2, Class Number 39112, Pay Range 13, as outlined in Exhibit A, attached thereto and made a part thereof, effective 01/27/10.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING FOR PROJECT NUMBER 621-0051 RELATIVE TO THE DAMERON LANE WATER PETITION PROJECT SITUATED WITHIN UNION TOWNSHIP ...09-1207-002

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS SCHEDULED AT 2:00 P.M. THIS DATE AND WAS CALLED TO ORDER AT 2:00 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE PROPOSED DAMERON LANE WATER PETITION PROJECT IDENTIFIED AS PROJECT NUMBER 621-0051 LOCATED WITHIN UNION TOWNSHIP, PURSUANT TO CHAPTER 6103 OF THE OHIO REVISED CODE.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME. A COURT REPORTER, EMPLOYED BY AMY L. BREWER TRANSCRIPT SERVICES, WAS PRESENT TO RECORD AND PREPARE AN OFFICIAL TRANSCRIPT OF THIS HEARING AND THE TRANSCRIPT WILL BE AVAILABLE FOR REVIEW UPON RECEIPT THEREOF DURING THE AFORESTATED DAYS AND HOURS OF OPERATION. A SIGN-IN SHEET OF ALL THOSE IN ATTENDANCE IS HEREBY MADE A PART OF THE OFFICIAL RECORD.

THE PROJECT CONSISTS OF THE CONSTRUCTION OF APPROXIMATELY 1,190 LINEAR FEET OF 8" WATER LINE AND APPURTENANCES ALONG DAMERON LANE LOCATED IN UNION TOWNSHIP. THE PROJECT WILL BEGIN 50 FEET WEST OF RAVENWOOD COURT ON DAMERON LANE AND WILL CONTINUE APPROXIMATELY 1,190 LINEAR FEET DOWN DAMERON LANE. THE TOTAL PROJECT COSTS ARE ESTIMATED AT \$115,262.00.

LYLE G. BLOOM, P.E., SANITARY ENGINEER, CLERMONT COUNTY WATER RESOURCES DEPARTMENT, ADDRESSED THE BOARD OF COUNTY COMMISSIONERS AND PROVIDED A BRIEF HISTORY OF THE DAMERON LANE WATER PETITION PROJECT LOCATED WITHIN UNION TOWNSHIP. THERE WAS ONE (1) PUBLIC INVOLVEMENT MEETING HELD AND THE PROJECT WILL SERVE FIFTEEN (15) PARCELS. WRITTEN RESPONSES WERE RECEIVED INDICATING SEVEN (7) IN SUPPORT REPRESENTING SEVEN (7) PARCELS, ONE (1) IN OPPOSITION REPRESENTING THREE (3) PARCELS AND THREE (3) REPRESENTING FIVE (5) PARCELS HAVING RECEIVED NO RESPONSE RELATIVE TO THE PROJECT.

THREE (3) RESIDENTS OF BENEFITED PROPERTY ADDRESSED THE BOARD IN FAVOR OF, WITH NO RESIDENTS APPEARING IN OPPOSITION TO THE REFERENCED PROJECT.

MR. BLOOM FURTHER PROVIDED A TIMELINE FOR THIS PROJECT, INDICATING THAT TWO EASEMENTS ARE YET TO BE ACQUIRED IF THIS PROJECT IS TO PROCEED. HE STATED THAT THE EXPECTED COMPLETION DATE FOR THIS PROJECT IS DECEMBER OF 2010.

IT WAS NOTED THAT COMMENT SHEETS IN SUPPORT OF OR OPPOSITION TO THE PROPOSED PROJECT WERE AVAILABLE AND SHOULD BE SUBMITTED WITHIN FIVE (5) BUSINESS DAYS FOR CONSIDERATION THEREOF.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS CONCLUDED AT 2:14 P.M. LOCAL TIME.

IN RE: COUNTY SHERIFF...SUBGRANT AWARD AGREEMENT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY/OFFICE OF CRIMINAL JUSTICE SERVICES RELATIVE TO THE OHIO DRUG LAW ENFORCEMENT FUND GRANT PROGRAM ENTITLED CLERMONT COUNTY DRUG UNIT FOR SAME...09-0918-001...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Allan L. Edwards, Assistant Prosecuting Attorney, with the concurrence of David L. Spinney, County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute the SubGrant Award Agreement (Agreement Number 2009-DL-LEF-5814) from the Ohio Department of Public Safety, Office of Criminal Justice Services, P.O. Box 182632, 1970 West Broad Street, Columbus, Ohio 43218-2632 for funding through the Ohio Drug Law Enforcement Fund (DLEF) entitled Clermont County Drug Unit in the amount of \$115,659.29, with a required cash match in the amount of \$38,553.10 to be provided from the 2010 Annual Appropriation for the County Sheriff and/or to be provided by the County Sheriff from the Sheriff Asset Forfeiture Fund 251, for a total program budget of \$154,212.39, for the period of 01/01/10 through 12/31/10, for and on behalf of the County Sheriff of the County of Clermont, Ohio, as the designated agency for the administration and implementation thereof, pursuant to and in compliance with the terms and conditions set forth therein and in conjunction with the Ohio Drug Law Enforcement Fund Grant Application ratified by the Board of County Commissioners on 09/28/09.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...PERMANENT EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER MI-15-08 RELATIVE TO THE PRICE ROAD CULVERT REPLACEMENT PROJECT LOCATED IN MIAMI TOWNSHIP...10-0119-001...ACCEPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer with the concurrence of David L. Spinney, County Administrator, to accept the following Permanent Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project

Number MI-15-08 relative to the Price Road Culvert Replacement Project located within Miami Township, and to authorize payment as compensation for the Permanent Easements and Rights-of-Way granted thereby:

Grantor	Parcel Number	Compensation
Little Miami Inc. 6040 Price Road Milford, Ohio 45150	18-25-14C-020	Perm \$3,200.00
Dan Beard Council, Inc., Boy Scouts of America 10078 Reading Road Cincinnati, Ohio 45241	18-25-14C-009 Property Location: 6113 Price Road	Perm \$3,200.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY COMMON PLEAS CLERK OF COURTS...
LEASE AGREEMENT WITH MBS CAPITAL, LLC FOR THE LEASE OF
A SHARP COPIER AND EXECUTION OF A SERVICE AGREEMENT
WITH MILLENNIUM BUSINESS SYSTEMS FOR COMPREHENSIVE
MAINTENANCE RELATIVE THERETO...10-0114-001...EXECUTED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Barbara A. Wiedenbein, Clermont County Common Pleas Clerk of Courts, with the concurrence of David L. Spinney, County Administrator, to execute a Lease Agreement by and between the County of Clermont, Ohio, and MBS Capital, LLC, 5143 Kennedy Avenue, Cincinnati, Ohio 45213-2617 for the lease of a Sharp Copier, Model Number MX-450N, as identified therein, at the monthly rate of \$264.00, plus a one-time documentation fee of \$75.00, for a total amount not to exceed \$9,579.00, effective for thirty-six (36) months upon receipt of equipment; and further, to execute a Service Agreement for comprehensive maintenance relative thereto with Millennium Business Systems, 5143 Kennedy Avenue, Cincinnati, Ohio 45213 at the rate of \$.011 per copy in excess of 120,000 copies annually, effective for one (1) year upon receipt of equipment, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COMMISSIONERS...RESOLUTION NUMBER 20-
10/RESOLUTION EXTENDING THE PERIOD FOR FILING THE
APPLICATION FOR CANINE REGISTRATION AND PAYMENT OF
REGISTRATION FEE WITHOUT PENALTY UNTIL MARCH 31, 2010
PURSUANT TO SECTION 955.01(A) (1) AND (B) OF THE OHIO
REVISED CODE...10-0127-003...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt **Resolution Number 20-10** resolving to extend the period for filing an application for canine registration and payment of registration fee without penalty from January 31, 2010 to March 31, 2010 in Clermont County, Ohio, for Calendar Year 2010, to allow for and encourage the highest compliance with canine registration in the current difficult economic times facing the citizens of Clermont County, Ohio, and further, to direct the Clerk of the Board to serve a certified copy of said Resolution to the

Clermont County Auditor notifying the Auditor of said extension and requesting that all satellite offices that have been authorized to collect registration fees be notified by the Auditor of the extended date for filing of an application and payment of registration fees, pursuant to Section 955.01(A)(1) and (B) of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

LET THE RECORD SHOW: Beth Nevel, Director of the Clermont County Emergency Management Agency, provided a briefing on concerns of flood issues of the Ohio River and the links available on the Clermont County website at clermontcountyohio.gov. This site provides links to the National Weather Service providing updates on weather conditions in our area. Ms. Nevel reported that the Ohio River's flood stage is 52 feet and the river is expected to crest at 50.9 feet this weekend. At this time, no threat exists of a flood in our area. (DC# 10-0128-001)

LET THE RECORD SHOW: THAT A MOTION BY MR. CROSWELL, SECONDED BY MR. HUMPHREY, TO RECESS REGULAR SESSION AT 2:29 P.M. TO BE RECONVENED AT 3:00 P.M. THIS DATE, CARRIED WITH ALL MEMBERS PRESENT VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 3:07 P.M. WITH COMMISSIONER CROSWELL NOT PRESENT AT THIS TIME.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING
RELATIVE TO THE PROPOSED VACATION A PORTION OF DEE-DEE
LANE SITUATED WITHIN PIERCE TOWNSHIP...08-0522-007**

LET THE RECORD SHOW: THAT COMMISSIONERS EDWIN H. HUMPHREY AND ROBERT L. PROUD, AND CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, VIEWED A PORTION OF DEE-DEE LANE SITUATED WITHIN PIERCE TOWNSHIP PROPOSED TO BE VACATED ON 01/27/10 AT 11:00 A.M.

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS HELD THIS DATE AT 3:00 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960 TO AFFORD PUBLIC COMMENT ON THE PROPOSED VACATION OF A PORTION OF DEE-DEE LANE SITUATED WITHIN PIERCE TOWNSHIP.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW OF THE PROPOSED VACATION. MR. RISNER ADVISED THE LEGAL DESCRIPTION AND PLAT ARE ACCEPTABLE FOR VACATION PURPOSES AND THAT A MYLAR COPY WILL BE REQUIRED UPON APPROVAL OF THE PROPOSED VACATION BY THE BOARD OF COUNTY COMMISSIONERS. HE STATED THE AREA PROPOSED TO BE VACATED WILL NOT CREATE ANY LANDLOCKED PARCELS AND DOES NOT CONTAIN ANY ROAD MILEAGE CURRENTLY REIMBURSED BY THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION. MR. RISNER FURTHER STATED THAT THE SURVEY PLAT CONSISTS OF 200 FEET OR 0.038 MILES BETWEEN LOTS 10 AND 42 IN THE CHRISTOPHER MEADOWS SUBDIVISION, AS RECORDED IN PLAT BOOK "E", PAGE 108 OF THE CLERMONT COUNTY RECORDER'S OFFICE, AND BEING MORE PARTICULARLY DESCRIBED IN A SURVEY PLAT PROVIDED BY SMITH & ASSOCIATES, DATED 01/18/10.

NO ONE APPEARED IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED VACATION.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THIS PUBLIC HEARING CONCLUDED AT 3:11 P.M. CARRIED.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 21-10/RESOLUTION DETERMINING TO VACATE A PORTION OF DEE-DEE LANE IN PIERCE TOWNSHIP...08-0522-007...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **21-10** determining to vacate a portion of Dee-Dee Lane in Pierce Township, Clermont County, Ohio, as described therein, pursuant to and in compliance with Section 5553.04 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

LET THE RECORD SHOW: That a motion by Mr. Humphrey, seconded by Mr. Proud, to approve the minutes of Regular Session of **01/27/10** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 3:12 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Absent.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
EDWIN H. HUMPHREY, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 01/27/10